

9-213A043

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July 31, 1989

RECORDATION NO. 9416  
FILED 1223

AUG 1 1989 - 1 05 PM

INTERSTATE COMMERCE COMMISSION

AUG 1 12 55 PM '89  
MOTOR OPERATING UNIT

HAND DELIVERY

Ms. Noreta R. McGee  
Secretary of the Interstate  
Commerce Commission  
Washington, D.C. 20423

Dear Ms. McGee:

*\$13.00 filing fee*

*this one is*  
Enclosed please find, for filing and recordation pursuant to Section 11303 of Title 49 of the United States Code five fully executed originals of the following document relating to certain railroad rolling stock as described herein, which should be included as part of the filing recorded on June 1, 1978, Recordation No. 9416 as the next available recordation number, being  
→ 9416-F:

I. Document: Termination of Lease Agreement dated as of July 31, 1989.

A. Parties: Lessor: Atlantic & Western Financial Corporation  
P.O. Box 1208  
Sanford, North Carolina 27330

B. Equipment: As described in the Lease filed under ICC Recordation Number 9416, recorded on June 1, 1978.

C. Lease Terminated: This document is a formal termination of a Lease Agreement filed under ICC Recordation Number 9416 between Lessor, and Hutchinson and Northern Railway Company ("Lessee") dated as of April 1, 1978.

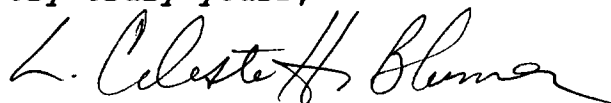
*Clara [Signature]*

MANWELL & WES

Ms. Noreta R. McGee  
July 31, 1989  
Page Two

I respectfully request that the original of this document be recorded under the provisions of 49 U.S.C. Section 11303. A short summary for the Recordation Index for this document would be: "Termination of Lease Agreement." I would also appreciate your stamping the additional copies of the document which are not required for your filing purposes and returning them to me together with the fee receipt, the letter from the ICC acknowledging the filing and the two extra copies of this transmittal letter. A check for the amount of \$13.00 is enclosed to cover the filing fees.

Very truly yours,

A handwritten signature in cursive script, reading "L. Celeste H. Blumer".

L. Celeste H. Blumer

Enclosures

LCHB:its

9416-F

RECORDATION NO

FILED 163

AUG 1 1989 -1 05 PM

## TERMINATION OF LEASE AGREEMENT

INTERSTATE COMMERCE COMMISSION

THIS TERMINATION OF LEASE AGREEMENT, dated as of July 31, 1989 by Atlantic & Western Financial Corporation, a Delaware corporation ("A&W").

1. Recitals. A&W entered into a Lease Agreement dated as of April 1, 1978 (the "Lease") with Hutchinson and Northern Railway Company with respect to certain railroad boxcars described in the Lease (the "Boxcars"). The Lease is on file at the Interstate Commerce Commission ("ICC") under Recordation No. 9416 filed on June 1, 1978.

The Lease has expired and/or been terminated and there are no extensions or renewals thereof currently in effect. The purpose of this Termination of Lease Agreement is to provide a formal termination document for filing with the ICC.

2. Termination. The Lease is hereby formally terminated.

IN WITNESS WHEREOF, A&W pursuant to due authority, has executed this Termination Lease Agreement as of the date first above written.

ATLANTIC & WESTERN FINANCIAL  
CORPORATION

By: *Durden*Title: *Vice President*

Attest:

By: *Linda Gray*Title: *Secretary*

STATE OF ALABAMA )

COUNTY OF HOUSTON )

I, Tomi Reaves, a Notary Public in and for the state and county aforesaid, do hereby certify that K. Earl Surden of Atlantic & Western Financial Corporation, a Delaware corporation, whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledge that he/she is the Vice President, of said corporation, he/she signed, sealed and delivered the aforesaid instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority granted by said corporation, as his/her free and voluntary act and as the free and voluntary act and deed of said corporation for the uses and purposes therein set forth.

Given under notarial seal this 31 day of July, 1989.

Tomi Reaves  
Notary Public

My Commission Expires:

4-22-92